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Attorneys for Plaintiff
COMMERCIAL METALS COMPANY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

COMMERCIAL METALS COMPANY,

Plaintiff,

-against-

M.V. *XIAMEN SKY*, IN *REM*, HER
ENGINES, TACKLE, APPAREL, ETC.,
GLORY OCEAN SHIPPING SA,P&F
MARINE CO. LTD, AND HYUNDAI
MERCHANT MARINE CO. LTD, *IN*
PERSONAM

Defendants.

Case No. 07 CV 3306

NOTICE OF DISMISSAL

Plaintiff, Commercial Metals Company ("CMC"), has fully and finally resolved its dispute with each and every Defendant herein, and no longer desires to prosecute this action. No party has appeared, answered or moved for summary judgment as of this date.

WHEREFORE PREMISES CONSIDERED, and pursuant to Federal Rules of Civil

Procedure, Rule 41(a)(1)(A)(i), Plaintiff CMC hereby gives notice that its action is voluntarily dismissed with prejudice.

Dated: January __, 2008
New York, New York

Respectfully,

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By: /s/
PETER JAKAB (PJ-8553)

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